

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**BRAD RUSH, as Administrator of the
Estate of Jeffrey Dennis, Deceased,**

Plaintiff,

v.

THE CITY OF PHILADELPHIA, et al.,

Defendants.

Case No. 2:19-cv-00932-JDW

ORDER

AND NOW, this 29th day of January, 2021, for the reasons stated in the accompanying Memorandum, it is **ORDERED** as follows:

1. Defendant Officer Richard Nicoletti's Motion for Summary Judgment (ECF No. 43) is **GRANTED IN PART** and **DENIED IN PART**;
2. Defendant The City of Philadelphia's Motion for Summary Judgment (ECF No. 44) is **GRANTED IN PART** and **DENIED IN PART**;
3. Summary judgment is entered as to Count I of the Complaint to the extent it is asserted against Officer Nicoletti in his official capacity; and
4. Both Motions are otherwise **DENIED**.

BY THE COURT:

/s/ Joshua D. Wolson

Hon. Joshua D. Wolson

United States District Judge